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66-04-04 6713253 Attorney Docket No.: 24299-506

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

LICANT:

Duff, et al.

SERIAL NUMBER:

09/037,472

**EXAMINER:** 

Myers, Carla J.

FILING DATE:

March 10, 1998

ART UNIT:

1634

FOR:

DETECTING GENETIC PREDISPOSITION TO SIGHT THREATENING DIABETIC

RETINOPATHY

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450 

#### TRANSMITTAL LETTER

Transmitted herewith for filing in the above-identified application are the following documents:

- 1. Request for Certificate of Correction (2 pgs.);
- 2. Certificate of Correction (1 pg., in duplicate); and
- 3. Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at (617) 542-6000, Boston, Massachusetts.

Applicants believe that no additional fees are due in connection with this submission. However, the Commissioner is authorized to credit any overpayment or charge any deficiencies to Deposit Account No. 50-0311, Reference No. 24299-506. A duplicate copy of this Transmittal Letter is enclosed.

Respectfully submitted,

Dated: June 2, 2004

Ivor R. Elrifi, Reg. No. 39,529 Attorneys for Applicants MINTZ, LEVIN c/o

One Financial Center

Boston, Massachusetts 02111

Tel: (617) 542-6000 Fax: (617) 542-2241 Customer No. 30623 Express Mail Label No.: EV392154675US

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## REQUEST FOR CERTIFICATE OF CORRECTION UNDER 37 CFR §1.322

The patentee of the above-identified patent, through their attorney, hereby request issuance of a Certificate of Correction. A certificate is required to correct the errors in the claims, as follows:

Column 21, line 63: replace "(-511)" with "(-889)".

Column 21, line 64: replace "(-889)" with "(-511)".

Column 23, line 14: replace "Bsu361" with "Bsu36I".

Column 24, line 1: replace "2" with "1".

The corrections are not believed to involve such changes as would constitute new matter or require examination.

During prosecution, the numbers (-511) and (-889) in claim 1 were inadvertently transposed. The claim should correctly recite IL-1A (-889) and IL-1B (-511). Support for this recitation can be found throughout the now issued patent. See for example: col. 9, lines 50-60, col. 11, lines 5-10, and lines 25-30; col. 15, lines 50-55. On April 17, 2001, applicants filed an amendment to claim 4 (corresponding to issued claim 1) to recite IL-1A (-889) and IL-1B (-511). When claim 4 was next presented by applicants, in a response filed on April 29, 2003, no amendments were made to the claim, but the numbers -511 and -889 were inadvertently transposed, so that the claim recited IL-1A (-511) and IL-1B (-889). That portion of the claim remained throughout prosecution. Applicants now request that this error be corrected through

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Attorney Docket No. 24299-506

the instant Request for Certificate of Correction.

It is respectfully requested that a Certificate of Correction be issued to correct the error in the claims. Enclosed herewith are two copies of a proposed Certificate of Correction indicating the error and correction thereof. No additional fees are due in connection with this submission, however, the Commissioner is hereby authorized to charge any additional fees due, or credit any overpayment of same, to Deposit Account No. 50-0311; Reference No. 24299-506.

Respectfully submitted,

Dated: June 2, 2004

Thur Min hea No. 58,384

Ivor R. Elrifi, Reg. No. 39,529

Attorneys for Applicants
c/o MINTZ, LEVIN

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Express Mailing Label No. EV392154675US Date of Deposit: June 2, 2004

Attorney Docket No.: 24299-506

# UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO.:

6,713,253 B1

DATED:

March 30, 2004

**INVENTORS:** 

Gordon W. Duff, Patrick R. S. Richardson, Ian G. Rennie

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Column 21, line 63: replace "(-511)" with "(-889)".

Column 21, line 64: replace "(-889)" with "(-511)".

Column 23, line 14: replace "Bsu361" with "Bsu36I".

Column 24, line 1: replace "2" with "1".

MAILING ADDRESS OF SENDER:

Ivor R. Elrifi, Reg. No. 39,529

Attorney for Applicants

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